



LEGISLATIVE BRANCH CITY OF BINGHAMTON

Teri Rennia, City Council President
Angela Holmes, City Clerk

CITY COUNCIL WORK SESSION AGENDA City Council Work Room, 38 Hawley Street, Binghamton Monday March 3, 2014

The Work Session begins at 6:00pm. Times for RL(s)/Topics are approximate only and items may be considered earlier or later.

Time	Committee	Chair	RL(s)/Topic	Pages	Presenter
6:00pm	PW/Parks	Motsavage	RL 14-28: Supplemental Agreement for Construction & Construction Inspection for Front Street Reconstruction	3-6	Philip T. Krey
6:15pm	Employees	Berg	RL 14-22: Request to Transfer Funds in 2014 Department of Public Works Budget to Fund Assistant Street Maintenance Supervisor Position	1	Gary Holmes
6:30pm	----- ----- ----- -----	----- ----- ----- -----	Discussion: Review of Traffic Board Meeting Minutes & Decisions Discussion: Review Broome County Comments on RL 13-224, Proposed Amendments to Sign Regulations Discussion: Review Proposed Amendments to Introductory Ordinance 14-8, Maintenance of the Traffic Code Discussion: Review of the Public Arts Commission Advisory Board Discussion: Review Committee Reports & Pending Legislation	18-20 8-10 11 12-17 -----	Council President Rennia
6:45pm	Employees	Berg	RL 14-27: Establishing & Funding Police Officer Position in 2014 Budget	2	Joseph T. Zikuski
7:15pm	Finance	Berg	RL 14-29: Establishing & Funding Expense Lines for the Zoning Board of Appeals & Planning Commission	7	Jennifer Taylor

COMMITTEE REPORTS

Employees Committee: Berg (Chair), Webb, Papastrat

1. Potential amendments to residency requirements for City of Binghamton employees.
2. RL 13-225, "A Resolution amending the PBA Agreement from 2012-2014 regarding the salary grid for police officers hired after January 1, 2013".
3. RL 14-24, "An Ordinance amending Section 124-17.B(1) of the Code of the City of Binghamton, regarding Annual Leave".

Municipal & Public Affairs Committee: Motsavage (Chair), Webb, Matzo

1. Potential amendments to the City of Binghamton's noise ordinance regulations.
2. Potential amendments to the City of Binghamton's license regulations concerning Peddlers, Stationary Pushcart Vendors, and Charitable Solicitors.



Legislative Branch

RL Number:

14-22

Date Submitted:

2/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Gary Holmes

Title/Department: Commissioner of Public Works

Contact Information: 772-7021

RL Information

Proposed Title: Amend the 2014 budget A8160.51000

Correct heading

Suggested Content: Defund Street Maintenance Supervisor @24.88(upgrade) 1@\$51,750.40

and move monies to the Assistant Supervisor position (0 at \$48,713.60)

Additional Information

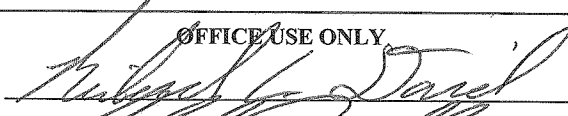


Does this RL concern grant funding? Yes ☐ No ☒

If 'Yes', is the required RL Grant Worksheet attached? Yes ☐ No ☒

Is additional information related to the RL attached? Yes ☐ No ☒

Is RL related to previously adopted legislation? Yes ☐ No ☒

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s):

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corporation Counsel:	
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input checked="" type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



Legislative Branch

RL Number:

14-27

Date Submitted:

2/26/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Chief Joseph T. Zikuski

Title/Department: Chief/Police Department

Contact Information: 772-7090

RL Information

Proposed Title: Increase (temporarily) Police Department sworn staff from 131 to 132 from March 4th until June 10, 2014.

Suggested Content: Police Officer is retiring June 9th and would like to replace him in academy which starts on 3/17/14. We are hiring recruits 3/3/14 to prepare them for the academy.

Additional Information

Does this RL concern grant funding? Yes ☐ No ☒

If 'Yes', is the required RL Grant Worksheet attached? Yes ☐ No ☐

Is additional information related to the RL attached? Yes ☐ No ☒

Is RL related to previously adopted legislation? Yes ☐ No ☐

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s):

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corporation Counsel:	
Finance <input type="checkbox"/>	Planning <input type="checkbox"/>
MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>
Employees <input checked="" type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>



Legislative Branch

RL Number:

14-28

Date Submitted:

2/27/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Philip T. Krey, P.E.

Title/Department: Engineering - City Engineer

Contact Information: Phone: 772-7007 Email: ptkrey@cityofbinghamton.com

RL Information

Proposed Title: Supplemental Agreement #3 with NYSDOT for Front Street Reconstruction at Clinton Street (PIN No. 9752.74) for Construction and Construction Inspection.

Suggested Content: Supplemental Agreement #3 with NYSDOT provides \$3,000,000 of Federal funding for construction and construction inspection for the Front Street Reconstruction Project at Clinton Street. The city will be reimbursed 100% with Federal HSIP funds. Funding is available in budget line H5120.525023.51809.

Additional Information

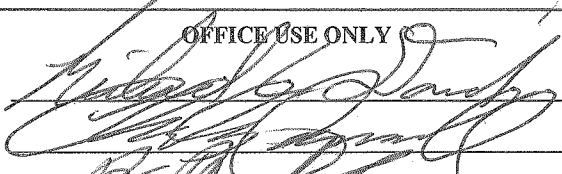


Does this RL concern grant funding? Yes ☒ No ☐

If 'Yes', is the required RL Grant Worksheet attached? Yes ☐ No ☒

Is additional information related to the RL attached? Yes ☒ No ☐

Is RL related to previously adopted legislation? Yes ☐ No ☒

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corporation Counsel:	
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input checked="" type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

DEC 1



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
REGION NINE
44 HAWLEY STREET
BINGHAMTON, NEW YORK 13901-3200
WWW.DOT.NY.GOV

JOHN R. WILLIAMS, P.E.
REGIONAL DIRECTOR

JOAN McDONALD
COMMISSIONER

February 6, 2014

Mr. Philip Krey, P.E.
City Engineer
City of Binghamton
38 Hawley Street
Binghamton, New York 13901

Dear Mr. Krey:

RE: PIN 9752.74, D017713
Front Street Reconstruction at Clinton Street
City of Binghamton, Broome County

Enclosed for processing are five copies of Supplemental Agreement #3 to Federal-Aid/Marchiselli-Aid Project Agreement (D017713) to perform the Preliminary Engineering, Right-of-Way Incidentals and Construction and Construction Supervision and Inspection work. The work involves traffic signal upgrades at the intersection of US Route 11 (Front Street) and Clinton Street and lowering the pavement elevation under the adjacent Norfolk Southern Railroad overpass bridges over US Route 11 (Front Street) in the City of Binghamton, Broome County. This is a Locally Administered Project.

All five copies must have original signatures and all five copies must be notarized. In addition, five certified copies of the necessary City Resolution must accompany the Agreements (a sample resolution is included in the agreement). Please return all five copies to our Regional Office for further processing. A completed copy will be returned to you once the agreement has been fully executed.

The estimated cost for the Construction and Construction Supervision and Inspection work is \$3,000,000. The City will be reimbursed 100% of \$3,000,000 with Federal funds. Therefore, the necessary City Resolution must authorize \$3,000,000 for this phase of the project. Work performed on or after January 29, 2014 will be eligible for reimbursement.

SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
NYSDOT/ State-Local Agreement - Schedule A for PIN 9752.74

OSC Municipal Contract #:
D017713

Contract Start Date: 1/13/2013 (mm/dd/yyyy) **Contract End Date:** 12/31/2015 (mm/dd/yyyy)

☐ Check, if date changed from the last Schedule A

Purpose:

☐ Original Standard Agreement

☒ Supplemental Schedule A No. 3

Agreement Type:

☒ Locally Administered

Municipality/Sponsor (Contract Payee): City of Binghamton

Other Municipality/Sponsor (if applicable):

☐ State Administered

List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.

☐ Municipality:

% of Cost share

☐ Municipality:

% of Cost share

☐ Municipality:

% of Cost share

Authorized Project Phase(s) to which this Schedule applies:

☒ PE/Design

☒ ROW Incidentals

☐ ROW Acquisition

☒ Construction/CI/CS

Work Type: HWY RECONST

County (If different from Municipality): Broome

Marchiselli Eligible ☒ Yes ☐ No

(Check, if Project Description has changed from last Schedule A): ☐

Project Description: Provide traffic signal upgrades at the intersection of US Route 11 (Front Street) and Clinton Street; lower the pavement elevation under the adjacent Norfolk Southern Railroad...*continued in footnotes

Marchiselli Allocations Approved FOR ALL PHASES To compute Total Costs in the last row and column, right click in each field and select "Update Field."

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input checked="" type="checkbox"/>	Cumulative total for all prior SFYs	\$45,750.00	\$1,050.00	\$0	\$46,800.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
Authorized Allocations to Date		\$45,750.00	\$1,050.00	\$ 0.00	\$46,800.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
9752.74.121	Current	STP (80%)	\$305,000.00	\$244,000.00	\$45,750.00	\$15,250.00	\$0.00
	Old		\$305,000.00	\$244,000.00	\$45,750.00	\$15,250.00	\$0.00
9752.74.221	Current	STP (80%)	\$7,000.00	\$5,600.00	\$1,050.00	\$350.00	\$0.00
	Old		\$7,000.00	\$5,600.00	\$1,050.00	\$350.00	\$0.00
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$312,000.00	\$249,600.00	\$46,800.00	\$15,600.00	\$ 0.00

B. Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES For each PIN Fiscal Share, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the rows indicated as "Old." To compute Total Current Costs in last row, right click in each field and select "Update Field."

Other PIN Fiscal Shares	'Current' or 'Old' entry indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
9752.74.122	Current	HSIP	\$90,000.00	\$90,000.00	\$0.00	\$0.00
	Old	HSIP	\$90,000.00	\$90,000.00	\$0.00	\$0.00
9752.74.321	Current	HSIP	\$3,000,000.00	\$3,000,000.00	\$0.00	\$0.00
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$3,090,000.00	\$3,090,000.00	\$ 0.00	\$ 0.00

C. Total Local Deposit(s) Required for State Administered Projects:

\$0.00

D. Total Project Costs To compute Total Costs in the last column, right click in the field and select "Update Field."

Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
\$3,339,600.00	\$46,800.00	\$0.00	\$15,600.00	\$3,402,000.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed)

Name: Linda Halaburka
Phone No: 607-721-8274

See Agreement (or Supplemental Agreement Cover) for required contract signatures.



Legislative Branch

RL Number:

14-29

Date Submitted:

2/27/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jennifer Taylor

Title/Department: Acting Director, PHCD

Contact Information: jmtaylor@cityofbinghamton.com

RL Information

Proposed Title:

An Ordinance establishing and funding expense lines in the 2014 budget for the Zoning Board of Appeals and the Planning Commission

Suggested Content:

Additional Information

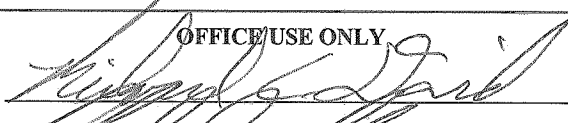


Does this RL concern grant funding? Yes ☐ No ☒

If 'Yes', is the required RL Grant Worksheet attached? Yes ☐ No ☐

Is additional information related to the RL attached? Yes ☐ No ☒

Is RL related to previously adopted legislation? Yes ☐ No ☒

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s):

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Comptroller:						
Corporation Counsel:						
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	



Broome County Department of Planning & Economic Development

Debra A. Preston, County Executive . Elaine M. Miller, Commissioner

COVERSHEET

TO: Mr. L'Orange, Hans
Historic Preservation Planner
City of Binghamton
38 Hawley Street
Binghamton, New York 13901
hplorange@cityofbinghamton.com

Binghamton City Council
38 Hawley Street
Binghamton, New York 13901
clerk@cityofbinghamton.com

Mr. John Stella, Chair
Planning Commission
City of Binghamton
38 Hawley Street
Binghamton, New York 13901
lstella@stny.rr.com

FROM: Lora Zier, Senior Planner

DATE: February 19, 2014

NUMBER OF PAGES, INCLUDING COVER PAGE: 3

COMMENTS:



Broome County Department of Planning & Economic Development

Debra A. Preston, County Executive . Elaine M. Miller, Commissioner

February 19, 2014

Binghamton City Council
City of Binghamton
38 Hawley Street
Binghamton, New York 13901

Mr. John Stella, Chair, Planning Commission
City of Binghamton
38 Hawley Street
Binghamton, New York 13901

RE: Review Pursuant to Section 239-l and -m of the General Municipal Law

Dear Members of Council and Mr. Stella:

The Broome County Department of Planning and Economic Development has received your request for review of the below captioned matter:

Applicant: City of Binghamton
Project: Zoning Text Change: replacement of City's Sign Ordinance
Municipality: City of Binghamton
Tax Map No: citywide
BC Case: 239-2014-013

The Planning Department has reviewed the above-cited case and has not identified any significant countywide or inter-community impacts associated with the proposed project. This Department provides the following recommendations for your consideration:

- Section 410-61: Home Occupation signs and Raceways should be defined.
- The City should ensure that home occupation signs are adequately addressed in Section 410-66 and elsewhere in the sign ordinance and consider whether the sign ordinance should address home occupation signs requested for commercial district lofts and apartments.
- Section 410-62 F. 4: The City should ensure that it intends that sign illumination shall be limited to the hours of operation for the business unit with which the sign is associated.
- Pictorial examples of the Preferred Design Criteria (Section 410-63 B), Permanent Sign Types (Section 410-67.1) and Temporary Sign Types (Section 410-67.2) would be helpful.
- The City should consider whether the sections pertaining to the Signs Specifically Prohibited, All Districts and Signs Allowed by Right should be referenced in the Sign Matrix in Section 410-66.
- The City should ensure that the sign ordinance adequately addresses the square footage calculations for signs consisting of bullet point or unframed lines of text.

The case file was forwarded to the Towns of Dickinson, Kirkwood, Conklin, Binghamton and Vestal and Villages of Johnson City and Port Dickinson because their municipal borders are located within 500 feet of the project.



Broome County Department of Planning & Economic Development

Debra A. Preston, County Executive . Elaine M. Miller, Commissioner

Binghamton City Council
Mr. John Stella, Chair, Planning Commission
February 19, 2014
Page 2 of 2

Please submit a copy of your decision in this case within seven (7) days of taking action so it can be included in the case record.

Thank you for your cooperation.

Sincerely,

Ms. Elaine Miller
Commissioner

EM/lmz

cc: Mr. L'Orange, Hans, Historic Preservation Planner
BC file copy

PROPOSED AMENDMENT TO INTRODUCTORY ORDINANCE 14-8
AN ORDINANCE AMENDING SECTION 400-24 OF THE CODE OF THE CITY OF BINGHAMTON, REGARDING
THE MAINTENANCE OF THE TRAFFIC CODE

Motion to amend the proposed text outlined in Section 1 of Introductory Ordinance 14-8 to read as follows:

§ 400-24. Maintenance of Traffic Code. [Amended __-__-2014 by Ord. No. 14-__]

It shall be the duty of the City Clerk to maintain the Traffic Code, and to amend any portion of the Traffic Code as may be necessary upon receipt of any order, rule or regulation adopted by the Traffic Board and reviewed by the Council of the City of Binghamton.



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: February 19, 2014

Sponsored by Council Members: Motsavage, Matzo, Berg, Mihalko, Papastrat, Rennia, Webb

Introduced by Committee: Municipal and Public Affairs

LOCAL LAW

entitled

**A LOCAL LAW ESTABLISHING A PUBLIC
ART ADVISORY BOARD**

WHEREAS, the City of Binghamton wishes to establish a Public Art Advisory Board;
and

WHEREAS, the Council of the City of Binghamton wishes to amend §18-39, *Commission established; composition; appointment and qualification of members*, §18-47, *Powers and functions concerning municipal property; approval of design of site, design of structure, location, alteration and demolition*, §18-48, *Factors considered prior to approval*; and

WHEREAS, to establish a Public Art Advisory Board, City Council wishes to adopt a new Article XVIII, *Public Art Advisory Board*, as annexed hereto.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That §18-39, *Commission established; composition; appointment and qualification of members*, §18-47, *Powers and functions concerning municipal property; approval of design of site, design of structure, location, alteration and demolition*, §18-48, *Factors considered prior to approval* of the Code of the City of Binghamton, are hereby amended, as annexed hereto.

Section 2. That the Code of the City of Binghamton is amended to add Article XVIII, *Public Art Advisory Board*, as annexed hereto and made a part hereof.

Section 3. That this Local Law shall take effect upon filing with the Secretary of State.

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Motsavage, Matzo, Berg, Mihalko, Papastrat, Rennia,
Webb

A LOCAL LAW ESTABLISHING A PUBLIC ARTS
ADVISORY BOARD

The within Local Law was adopted by the Council of
the City of Binghamton.

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

☐ Code of the City of Binghamton

☐ Adopted ☐ Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent

ARTICLE VI, Commission on Architecture and Urban Design.

§ 18-39. Commission established; composition; appointment and qualification of members. [Amended 7-16-1973 by Ord. No. 149-73; Amended 12-21-11 by Ord. No. 11-52; Amended 10-17-2012 by Ord. No. 12-66]

To prevent the deterioration of property belonging to the City or property in which any City funds are involved and to advise builders to designers in regard to the use of space and the design of structures and to encourage protection of economic values and proper and appropriate use of surround areas, there is hereby established in and for the City a commission to be known as the "Commission on Architecture and Urban Design of the City of Binghamton." This Commission shall consist of seven (7) persons who shall be residents of the City or owners of real property situated therein, and who shall be appointed by the Mayor. Persons eligible for membership shall be persons who, by training, experience, interest or expertise, are qualified to carry out the duties of the Commission as set forth herein. The membership should include, if such persons are available and agreeable to serving, a professional engineer or contractor, an architect, and a landscape architect or an expert in the field of landscaping. Each member of the Commission on Architecture and Urban Design shall be paid an annual stipend of four hundred (\$400.00) dollars. Payments shall be made in four installments, on or about April 1, July 1, October 1, and January 1 (for the previous year). Any member joining the Commission on Architecture and Urban Design other than prior to the first meeting of the year will be paid a proportionate amount of the stipend. Any member who is removed pursuant to the Code of the City of Binghamton Article I, *Vacancies due to nonattendance*; § 16-1, *Application*; § 16-2, *Determination of vacancy*; or § 410-91.D, *Removal of members*, shall not be paid for any missed meetings leading to dismissal.

§ 18-47. Powers and functions concerning municipal property; approval of design of site, design of structure, location, alteration and demolition.

- A. No design for a building, bridge, approach, gate, step, fence, lamp, or other structure or addition which shall be erected upon any street or property owned, leased, or occupied by the City, or involving the use of funds or monies of or from the City, shall be implemented without the approval of the Commission.
- B. The Commission shall also consider the location of structures and may make recommendations for changes in location thereof.
- C. The Commission may recommend that works of art be a part of any new construction under their purview and may require that up to 1% of the total cost of construction be used for works of art. The review and approval of such art shall be under the authority of the Public Art Advisory Board, as established in Article XVIII below.

§ 18-48. Factors considered prior to approval.

In considering applications for the approval, and in the recommendation of designs for buildings or structures as set forth in this article, the Commission shall review all material submitted to it, taking into consideration, but not limited to, the following factors:

- A. The location of the building, structure, or sign on the site or street.

- B. The relation of the building, or structure to adjacent open space or spaces, including adjoining property, both private and public, including streets.
- C. The form and bulk of the building, or structure in association with other nearby structures.
- D. The placing of buildings, or other structures in existing or newly created public open spaces, including parks.

ARTICLE XVIII, Public Art Advisory Board

§18-115. Creation.

The City Council of the City of Binghamton hereby creates an advisory board that shall be known as the Public Art Advisory Board (hereinafter referred to as "the Advisory Board"). The Advisory Board is formed to make recommendations concerning the selection, acquisition, and display of public art.

§ 18-116. Purpose and duties.

The purposes and duties of the Advisory Board shall be as follows:

- A. To create and oversee a public art program to enrich the visual and aesthetic environment of public spaces within the City of Binghamton.
- B. To initiate and develop proposals, to receive recommendations and to solicit contributions for additions to the existing collection of art in public places.
- C. To develop criteria and guidelines for the selection, acquisition, exhibition and display of new works of art, either temporary (on loan) or permanent. The criteria and guidelines shall relate to, but are not limited to, economic feasibility, maintenance, security and aesthetics. Acquisition of art includes either the purchase of art by the City or the acceptance of a donation of art to the City.
- D. To review all proposals for the exhibition and display of public art in the City's public spaces, in public buildings, and public facilities and infrastructure, including appropriate locations.
- E. To advise the Mayor and Common Council about the selection of acquisitions and donations of public art that meet the selection criteria and guidelines and to determine whether to accept unsolicited donations of art and where they may be located.
- F. Notwithstanding any other provision herein to the contrary, final approval and acceptance of any and all public art resides with the Mayor (daily operations) and Common Council (grants/gifts and through the legislative process).

§18-117. Private Properties.

If requested by the owner, the Advisory Board will work with the owners of privately owned outdoor public space and semipublic interior spaces, including assistance obtaining grants, gifts,

or other funding opportunities. The Advisory Board will have no oversight or input on privately owned property without written consent of the owner.

§18-118. Historic Properties.

Any public art proposed to be located on the exterior of any designated historic property, either individually designated Local Landmark Properties, or properties located in a designated Local Historic District, shall be subject to review and approval by the Commission on Architecture and Urban Design (CAUD) as set forth in Article XII above. The Advisory Board will have no oversight or input on such proposed public art unless requested in writing by CAUD.

§ 18-119. Membership.

The Advisory Board shall consist of five (5) voting members, all of whom shall be appointed by the Mayor and shall be residents of the City of Binghamton. At least three (3) of the voting members shall be professionals from the field of design, visual arts, architecture, or landscape architecture. The Advisory Board shall also have three (3) non-voting ex-officio members: a representative from the Broome County Council of Arts, a representative from the Gorgeous Washington Street Association, and a representative from the Downtown Binghamton Business Association.

§ 18-120. Terms of office; vacancies.

- A. The five (5) voting members shall be appointed for terms of three (3) years, except that the terms of the first Advisory Board members shall be for such lesser periods of time as to provide appropriate staggered rotation and continuity.
- B. Vacancies on the Advisory Board shall be filled in the same manner as the original appointment, except that a vacancy occurring other than by expiration of term of office shall be filled only for the remainder of the unexpired term.

§ 18-121. Officers.

The Advisory Board shall have a Chairperson, a Vice Chairperson and a Secretary, who shall be elected by and from among the voting members of the Advisory Board once yearly.

§ 18-122. Compensation of members.

The voting members of the Advisory Board shall receive no compensation for their services.

§ 18-123. Meetings.

- A. A quorum for the transaction of business shall consist of three (3) voting members of the Advisory Board.
- B. The Advisory Board shall meet at least every other month.
- C. The Advisory Board shall adopt rules and procedures for its meetings.

- D. The Advisory Board meetings will be open to the public and minutes will be kept and published as required by the New York State Public Officers Law, Article 7, Open Meetings Law.

TRAFFIC BOARD MEETING #991
February 24, 2014

The meeting was called to order by Mayor R. David at 10:03 AM with the following members present: Phil Krey, Engineering; Bill Berg, Councilman; William Yeager, Assistant Chief of Police

Also attending: D. Correll, Sgt. Retired BPD; D. Petryszyn, Traffic; W. Lescault, Traffic; C. Paddick, BMTS

Approval of the minutes of Traffic Board Meeting #990 held on January 23, 2014

B. Berg made a motion to approve the minutes. P. Krey seconded the motion. Unanimously approved.

OLD BUSINESS

Rutherford Street

D. Correll recommends that 44 feet be added for 2 handicapped parking spaces. Exact measurements still need to be taken due to the weather.

P. Krey made a motion to approve 2 handicapped parking spaces on Rutherford Street, based on pending measurements. B. Berg seconded the motion. Unanimously approved

Handicapped Parking on Court Street

P. Krey reported that he spoke with STIC (Southern Tier Independence Council) and the problem is that people are having a hard time getting to the handicapped ramp safely due to the reverse angle parking. He suggested that we hold off on this item until a decision is made about all of the reverse angle parking spots on Court Street.

No motion.

Handicapped Parking on Hawley Street

D. Correll recommends making the reverse angle handicapped spaces into 2 parallel handicapped parking spaces. This item is on hold until spring.

No motion.

Reverse Angle Parking on Court Street

D. Petryszyn reported that if the current reverse angle spaces are converted into parallel parking spaces, the amount of parking spaces will go from 16 to 11. Mayor David will report back after the downtown parking study is completed.

No motion.

Speed Sign Placement

This item is on hold for now.

Traffic Signal Project

B. Berg reported that City Council discussed this project at the January session and made recommendations based on the BMTS study. Recommendations are listed below.

Intersection Location	City Council Decision
Leroy/St. John Avenue	Would like a complete study of Leroy Street before any signals are removed
Conklin/Telegraph	Would like the signal to stay because of the new Mountain Fresh Dairy Company opening up and the closure of the Exchange St. bridge.
Front St./Broome Health Dept.	Would like the signal to stay until the Front Street Gateway Project is complete to see the new traffic patterns.
Front/North	Remove the signal, no issue
Beethoven/Schubert	Would like the signal to remain
Leroy/Laurel	Would like a complete study of Leroy Street before any signals are removed
Washington/E. Clinton	Would like the signal to remain
Park Ave/Morris	Agreed to remove signal and place a two way stop sign on Morris
Hawley St./Collier	Remove the signal, no issue
Robinson/Mason	School district objected to the removal of the signal
Robinson/Whitney	Remove the signal, no issue
Main/Chestnut	Would like the signal to remain
Main/Schiller	Would like the signal to remain
Front/Leroy	Would like a complete study of Leroy Street before any signals are removed
Oak/Leroy	Would like a complete study of Leroy Street before any signals are removed
Leroy/Beethoven	Would like a complete study of Leroy Street before any signals are removed
North/Front	Remove the signal, no issue
Down Avenue	Would like the signal to remain

B. Berg further reported that Councilwoman Rennia felt that the Leroy Street corridor study was not complete.

C. Paddick has a complete Leroy Street study and will give it to City Council. She will also provide Councilman Motsavage with data study for Front Street and Broome Health Dept intersection.

No motion

Collier Street – One Way

P. Krey met with the Grand Royale Hotel. The hotel owner would still like to change the direction of Collier Street. A letter from the Mayor's office will be sent to the owners stating that once the renovations were complete, the city will consider the request.

No motion.

No Parking – Park Street and Harrison Avenue

D. Correll recommended extending the No Parking zones up to the driveways which would help the turning radius. Traffic still needs to get measurements once the weather conditions improve.

P. Krey made a motion to approve the Park Street No Parking Zone extension. B. Berg seconded the motion. Unanimously approved

P. Krey made a motion to approve Harrison Street No Parking Zone extension. B. Berg seconded the motion. Unanimously approved

Hawley Street Loading Zone

Request was submitted to have a loading zone in this location. Traffic reported that there is already a Loading Zone area in this location.

No motion.

NEW BUSINESSHandicapped Parking at Water Street and Henry Street

A request was submitted to the city asking for handicapped parking warning signs to be installed at Water Street and Henry Street. D. Petryszyn reported that there are no signs like this anywhere in the city. Mayor David will reach out to the person who made the request and let them know that the city does not post signs like that.

No motion.

248 Robinson Street

D. Petryszyn reported that he has called the person who made the request several time to let her know that the city does not install individual exempt from Alternate Side Parking signs.

No motion.

Request for Otsenango Street

B. Berg reported on behalf of Councilman Matzo that there are no driveways on this street and that he would like it to be exempt from Alternate Side Parking from Conklin Avenue to Hall Street because there isn't enough room for two cars on the one side. Traffic will look into this and report back.

No motion.

Sherwood Avenue/Mary Street

P. Krey reported that the owner at the corner of Sherwood Avenue and Mary Street would like a guardrail put up because of the ice buildup on the street in front of her home. Cars are sliding into her front yard because they cannot stop at the bottom of the hill. Until the issue is resolved, DPW will salt this area on a daily basis.

R. David made a motion to adjourn. B. Berg seconded the motion. Unanimously approved.

Mayor Richard C. David
Chairman - Traffic Board

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